

EXHIBIT “A”

NASSAU COUNTY POLICE DEPT
ARREST REPORT - 204AR0017759 COGGINS DARRYL T

Printed 08/14/2005-13:54

By 7810HUGHE

Page 1

Sector 305 Level 9

SECURESIGNED BY SGT MITCHELL TEPPERMAN, 7385TEPPE ON 10/09/04 AT 17:11

PERSONAL DATA

Name COGGINS DARRYL T
Address 56 WOODS AVE ROOSEVELT, NY 11575
Phone 516-608-2934
Born 01/25/1981 ROCKVILLE CENTER,NY
Age 23
SocSec 105641110
Marital Status S
CitizenShip USA
OLN-St 888948840 NY
Agency# 0432692
State#
FBI#
Occupation PREVOCATIONAL SUPERVISOR
Employer / School UNITED CEREBAL PALSEY/ROOSEVEL
School-Grade 14
Description M BN 68 147
Eyes BROWN Glasses
Hair MEDIUM BRAIDED BLACK
Skin Complexion DARK Posture ERECT
Build AVERAGE Speech NORMAL
Nose NORMAL Ears NORMAL
Mouth NORMAL Teeth NORMAL
Fingerprint#
Prob/Parole/Mental NO/NO/NO
Priors DIS/CON 2000 NCPD
S.M.T/Clothing "TAMEL"RIGHT FOREARM."THOU SHALL LOVE THY FATHER"ON BACK/ WHITE TEE
SHIRT,BLUE JEANS, BLACK SNEAKERS
Gang ID How/By

ARREST DATA

Arrest# 204AR0017759
Alternate#
Time Arrested 10/09/2004 15:50
How COMPLAINT
Arrested By 6356BARNY BARNYCH ALEXANDER J 3SQ NY0290030
Hold For
Who Notified
Arrested Where 3RD SQD 214 HILLSIDE AVE WILLISTON PK
Sector 305
Time Booked 10/09/2004 15:55
Pod/Bed COURT / 16
Booked By 6356BARNY, 7224OCCHI
Scheduled Release
Time Released 10/10/2004 09:53
How 10
Released By 6019KUTT
To Whom

NASSAU COUNTY POLICE DEPT
ARREST REPORT - 204AR0017759 COGGINS DARRYL T

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Sector 305 Level 9

SECURED SIGNED BY SGT MITCHELL TEPPERMAN, 7385 STEPPE ON 10/09/04 AT 17:11

MORE CORE

Miranda Time 10/09/2004 16:00

By 6356BARNY

ID Where/How AT P.O.O. DEFENDANT ADMITTED

ID Date 10/09/2004

Search By 6356BARNY

How ARREST

NCIC Check NEG/6356

NCIC#

Prints Y

Photos Y

Phone Call OFFERED

1st Call Time 10/09/2004 16:05

Phone 516-508-0124

2nd Call Time

Phone

BAC Taken By

Test #1

BAC

Test #2

BAC

Bail Comments

Weapons Comments

Witness Comments

TESTIMONIALS

DEFENDANT

Nature of Testimony when asked about the laceration to his left forearm the defendant stated to investigating detective "it happened when I went over the fence"

ARREST DET BARNYCH ALEXANDER J

6356BARNY

Nature of Testimony responded to scene, interviewed P.O. Vara, interviewed remaining passengers of subject vehicle, processed arrest

ASSIST DET FANNON MICHAEL J

6987FANNO

Nature of Testimony crime scene detective who recovered ring from back yard of 5 hinsdale ave. photographed scene.

ASSIST DET OCCHINO NICHOLAS

7224OCCHI

Nature of Testimony responded to scene assisted in interviews of P.O. Vara, and remaining witnesses/passengers of subject auto

ASSIST PO VARA JAMES

8204VARA

Nature of Testimony observed initial vtl violation, conducted car stop, performed sfst, chased subject on foot, recovered loaded handgun and loaded magazine for second gun. identified subject who ran, as same subject in photo driver license left behind.

OFFENSES

10/09/2004 15:50 PENAL LAW, 265.02 (4) CRIM POSS WEAPON 3RD SUB 4

FELONY (D)

Occurred Where JERICHO TURNPIKE/HOLLAND AVE FLORAL PARK

Court FIRST DISTRICT

NOBOND

0.00

Return 10/10/2004

CR# 204CR0082564

NCIC 5290

Warrant/Docket#

NASSAU COUNTY POLICE DEPT
ARREST REPORT - 204AR0017759 COGGINS DARRYL T

Printed 08/14/2005-13:54

By 7810HUGHE

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Sector 305 Level 9

SECURESIGNED BY SGT MITCHELL TEPPERMAN, 7385TEPPE ON 10/09/04 AT 17:11

OFFENSES (continued...)

10/09/2004 15:50	PENAL LAW, 265.02 (3) CRIM POSS WEAPON 3RD SUB 3	FELONY (D)
Occurred Where	JERICO TURNPIKE/HOLLAND AVE FLORAL PARK	
Court	FIRST DISTRICT	NOBOND
CR#	204CR0082564	NCIC 5212
		Return 10/10/2004
		Warrant/Docket#

CONTACTS

ATTORNEY	GOLDSTEIN LAWRENCE	M W	DOB	SocSec
Address	129 HILTON AVE HEMPSTEAD, NY 11550			Phone 516-483-4300
Comments	SURRENDERED DEFENDANT			

NARRATIVE

P.O. Vara, while on routine patrol at approximately 0430 hours on 10/09/04, observed the above listed vehicle w/b on Jericho Tpke in New Hyde Park, NY operating at a high rate of speed. (55mph in a 35mph zone) A car stop was conducted and the vehicle stopped on Jericho Tpke and Holland Ave in Floral Park. Upon approaching the vehicle P.O. Vara observed that subject Darryl T Coggins was in operation of the vehicle. Passenger Aaron Simmons was in the front passenger seat and passenger Jovan Bates was in the rear of the vehicle seated directly behind the driver. P.O. Vara detected a strong odor of an alcoholic beverage on the operator's breath, impaired motor skills and glassy bloodshot eyes. Subject was then asked to exit the vehicle and a SFST and a PBT were conducted at scene. At this time the subject then began to get agitated and while attempting to place the subject into custody he fled on foot e/b on Jericho Tpke to Holland Ave. He then fled n/b on Holland Ave. While the subject was running he was holding his left hand to his left side as if he was holding something. The subject then ran in the rear yard of 6 Holland Ave and jumped over a 4ft chain link fence. From the beginning of the foot pursuit up until this point P.O. Vara was no more than 3 or 4 feet from the subject. As the subject jumped over the fence P.O. Vara heard a noise similar to metal hitting the ground and took his eyes off of the subject to look down at the noise and observed a black object laying on the ground on the subject's side of the fence. This black object, was a loaded Hi-Point 9mm automatic handgun colored black. This handgun was safeguarded by P.O. Vara as he broadcast a radio description for the defendant. This 9mm pistol was later observed to have its serial number obliterated rendering untraceable for ownership. The defendant fled through the rear yards on Holland Ave and P.O. Vara then lost sight of the subject. A search was conducted with negative results. Further investigation revealed a loaded magazine clip next to the front passenger door of the above listed vehicle. A search of the building rooftop at 329 Jericho Tpke, a sewer drain and a mailbox were conducted in attempt to locate the handgun that this clip belonged to. P.O. Vara interviewed the remaining subject at the scene who gave proper identification and identified the defendant as the operator of the car at the time of the original stop. In addition, P.O. Vara had the photo driver's license of the defendant prior to his fleeing.

On Saturday 10-09-2004 the defendant surrendered to the Third Squad in the presence of his attorney. The defendant was read his Miranda rights from PDCN form 233 and acknowledged these rights by signing the PDCN form 233 card. The defendant gave no written statement but identified the following property as his as it was being secured. A black mens wallet with papers and identification belonging to the defendant, a motorola cell phone, color photograph of the defendant with his two year old daughter, and a yellow metal and multi- stoned ring. All items except for the ring were recovered from the defendant's auto and were observed in plain sight prior to the impound of the vehicle. The metal ring was recovered in the rear yard of 5 Hinsdale Avenue, Floral Park.

NASSAU COUNTY POLICE DEPT
ARREST REPORT - 204AR0017759 COGGINS DARRYL T
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Sector 305 Level 9

SECURE SIGNED BY SGT MITCHELL TEPPERMAN, 7385 STEPPE ON 10/09/04 AT 17:11

NARRATIVE (continued...)

records bureau 6241 notified

EXHIBIT “B”

NASSAU COUNTY POLICE DEPT
CRIME REPORT -PCDN 85ASJ - 204CR0082564
Printed 08/14/2005-13:54 By 7810HUGHE Page 1

DEFENDANT(S)

204AR0017759	COGGINS DARRYL T	DOB 01/25/1981	SocSec 105641110	Agency# 0432692
	56 WOODS AVE ROOSEVELT, NY 11575			Phone 516-608-2934
	PENAL LAW, 265.02 (4) CRIM POSS WEAPON 3RD SUB 4		FELONY D	NTA# 10/10/2004
	PENAL LAW, 265.02 (3) CRIM POSS WEAPON 3RD SUB 3		FELONY D	NTA# 10/10/2004

PERSON(S) INVOLVED

OTHER	BATES JOVAN N	DOB 08/26/1983	SocSec 059681908	H-Phone 516-644-3535
	133 MADISON AVE GARDEN CITY PARK, NY 11040			W-Phone
OTHER	SIMMONS AARON L	DOB 09/16/1975	SocSec U	H-Phone
	45 RUTLAND RD FREEPORT, NY 11520			W-Phone

TESTIMONIALS

COGGINS DARRYL T

BARNYCH ALEXANDER J	6356BARNY	DET	Unit 3SQ	Chart
ARREST DET	NO STATEMENT responded to scene, interviewed P.O. Vara, interviewed remaining passengers of subject vehicle, processed arrest			
FANNON MICHAEL J	6987FANNO	DET	Unit FEB	Chart
ASSIST DET	NO STATEMENT crime scene detective who recovered ring from back yard of 5 hinsdale ave. photographed scene.			
OCCHINO NICHOLAS	7224OCCHI	DET	Unit 3SQ	Chart
ASSIST DET	NO STATEMENT responded to scene assisted in interviews of P.O. Vara, and remaining witnesses/passengers of subject auto			
VARA JAMES	8204VARA	PO	Unit 003	Chart
ASSIST PO	NO STATEMENT observed initial vtl violation, conducted car stop, performed sfst, chased subject on foot, recovered loaded handgun and loaded magazine for second gun. identified subject who ran, as same subject in photo driver license left behind.			

DEFENDANT(S) ADMISSIONS

COGGINS DARRYL T	ORAL STATEMENT GIVEN 3RD SQUAD ON 10/09/2004 16:10 TO 6356BARNY when asked about the laceration to his left forearm the defendant stated to investigating detective "it happened when I went over the fence"
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INJURIES

DATE, TIME & LOCATION OF INCIDENT

10/09/2004 04:35 JERICHO TURNPIKE/HOLLAND AVE, FLORAL PARK

DATE, TIME & LOCATION OF ARREST(S)

COGGINS DARRYL T	10/09/2004 15:50 3RD SQD 214 HILLSIDE AVE, WILLISTON PK
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NOTIFICATION(S)

COGGINS DARRYL T	DA Notified N
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ARREST NARRATIVE

WRITTEN BY 6356BARNY ON 10/09/04

P.O. Vara, while on routine patrol at approximately 0430 hours on 10/09/04, observed the above listed vehicle w/b on Jericho Tpke in New Hyde Park, NY operating at a high rate of speed. (55mph in a 35mph zone) A car stop was

NASSAU COUNTY POLICE DEPT
CRIME REPORT -PDCN 85ASJ - 204CR0082564
Printed 08/14/2005-13:54 By 7810HUGHE Page 2

ARREST NARRATIVE (continued...)

conducted and the vehicle stopped on Jericho Tpke and Holland Ave in Floral Park. Upon approaching the vehicle P.O. Vara observed that subject Darryl T Coggins was in operation of the vehicle. Passenger Aaron Simmons was in the front passenger seat and passenger Jovan Bates was in the rear of the vehicle seated directly behind the driver. P.O. Vara detected a strong odor of an alcoholic beverage on the operator's breath, impaired motor skills and glassy bloodshot eyes. Subject was then asked to exit the vehicle and a SFST and a PBT were conducted at scene. At this time the subject then began to get agitated and while attempting to place the subject into custody he fled on foot e/b on Jericho Tpke to Holland Ave. He then fled n/b on Holland Ave. While the subject was running he was holding his left hand to his left side as if he was holding something. The subject then ran in the rear yard of 6 Holland Ave and jumped over a 4ft chain link fence. From the beginning of the foot pursuit up until this point P.O. Vara was no more than 3 or 4 feet from the subject. As the subject jumped over the fence P.O. Vara heard a noise similar to metal hitting the ground and took his eyes off of the subject to look down at the noise and observed a black object laying on the ground on the subject's side of the fence. This black object, was a loaded Hi-Point 9mm automatic handgun colored black. This handgun was safeguarded by P.O. Vara as he broadcast a radio description for the defendant. This 9mm pistol was later observed to have its serial number obliterated rendering untraceable for ownership. The defendant fled through the rear yards on Holland Ave and P.O. Vara then lost sight of the subject. A search was conducted with negative results. Further investigation revealed a loaded magazine clip next to the front passenger door of the above listed vehicle. A search of the building rooftop at 329 Jericho Tpke, a sewer drain and a mailbox were conducted in attempt to locate the handgun that this clip belonged to. P.O. Vara interviewed the remaining subject at the scene who gave proper identification and identified the defendant as the operator of the car at the time of the original stop. In addition, P.O. Vara had the photo driver's license of the defendant prior to his fleeing.

On Saturday 10-09-2004 the defendant surrendered to the Third Squad in the presence of his attorney. The defendant was read his Miranda rights from PDCN form 233 and acknowledged these rights by signing the PDCN form 233 card. The defendant gave no written statement but identified the following property as his as it was being secured. A black mens wallet with papers and identification belonging to the defendant, a motorola cell phone, color photograph of the defendant with his two year old daughter, and a yellow metal and multi- stoned ring. All items except for the ring were recovered from the defendant's auto and were observed in plain sight prior to the impound of the vehicle. The metal ring was recovered in the rear yard of 5 Hinsdale Avenue, Floral Park.

records bureau 6241 notified

PROPERTY / EVIDENCE

EVIDENCE	YELLOW METAL AND MULTI-STONE RING RECOVERED DURING FOOT PURSUIT	\$1.00
EVIDENCE	MISCELLANEOUS PAPERS AND DOCUMENTS WITH DEFENDANT'S IDENTIFICATION AND PHOTOS	\$1.00
EVIDENCE	LOADED PISTOL MAGAZINE WITH .380 CALIBER AMMUNITION	\$1.00
EVIDENCE	LOADED HI- POINT 9MM PISTOL WITH DEFACED SERIAL NUMBER	\$1.00
OTHER	MISCELLANEOUS PAPERS	\$1.00
OTHER	WALLET WITH CONTENTS	\$1.00
OTHER	CELL PHONE	\$1.00

VEHICLES / IMPOUNDS

SUSP-VH	CRJ7395	NY	06	99 MAZD BLACK	\$1.00
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DEFENDANT(S) B.A.C.

COGGINS DARRYL T	By	Test#1	Test#2
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DEFENDANT(S) IDENTIFICATION

COGGINS DARRYL T	By DEFENDANT	AT P.O.O. DEFENDANT ADMITTED	10/09/2004 16:00
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DEFENDANT(S) MIRANDA

COGGINS DARRYL T	By 6356BARNY	10/09/2004 16:00
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NASSAU COUNTY POLICE DEPT
CRIME REPORT -PDCN 85ASJ - 204CR0082564
Printed 08/14/2005-13:54 By 7810HUGHE Page 3

DEFENDANT(S) SEARCH

COGGINS DARRYL T

By 6356BARNY

Justification ARREST

DEFENDANT(S) PHONE CALLS

COGGINS DARRYL T

10/09/2004 16:05 516-508-0124

REMARKS

Prepared By

Desk Officer

Squad Supervisor

EXHIBIT “C”

DISTRICT COURT -- FELONY COMPLAINT

Citation#

Arrest# 204AR0017759

CR# 204CR0082564

Return Date 10/10/2004

Date / Time of Arrest 10/09/2004 at 15:50

Court Docket

DOB
01/25/1981

Age
23

Offense

265.02 (4)

CRIM
POSS WEAPON
3RD SUB 4

D
FELONY

Sector
FP

Prepared By
6356BARNY

FIRST DISTRICT

THE PEOPLE OF THE STATE OF NEW YORK AGAINST

DARRYL T COGGINS
56 WOODS AVE
ROOSEVELT NY 11575

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ALEXANDER J BARNYCH, SHIELD# \783, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 9TH DAY OF OCTOBER, 2004, AT ABOUT 3:50 PM, AT JERICHO TURNPIKE/HOLLAND AVE FLORAL PARK, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAWSECTION(s) §265.02 (4) .

§ 265.02 CRIMINAL POSSESSION OF A WEAPON IN THE THIRD DEGREE. A PERSON IS GUILTY OF CRIMINAL POSSESSION OF A WEAPON IN THE THIRD DEGREE WHEN: (4) SUCH PERSON POSSESSES ANY LOADED FIREARM. SUCH POSSESSION SHALL NOT, EXCEPT AS PROVIDED IN SUBDIVISION ONE OR SEVEN, CONSTITUTE A VIOLATION OF THIS SECTION IF SUCH POSSESSION TAKES PLACE IN SUCH PERSON'S HOME OR PLACE OF BUSINESS.

TO WIT: Your deponent states that at the aforesaid time and place of occurrence the defendant, Darryl T. Coggins was in possession of a loaded and defaced Hi-Point 9mm pistol. This pistol was recovered during a foot pursuit of the defendant by P.O. Vara after the defendant was stopped for a vehicle and Traffic Law violation which P.O. Vara had observed and stopped the defendant for..

The above is based upon information and belief. The source of this information and belief was the interviews of P.O Vara regarding his observations, the interviews of the passengers of the defendant's vehicle who were present at the time of the vehicle stop, the recovery of the weapon by P.O. Vara along with the recovery of several items of identification left at the scene which identified the defendant as the perpetrator.

* ANY FALSE STATEMENT MADE HEREIN IS PUNISHABLE AS A CLASS A MISDEMEANOR, PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

SUBSCRIBED BEFORE ME THIS
9TH DAY OF OCTOBER 2004.

DET ALEXANDER J BARNYCH

SGT MITCHELL TEPPERMAN

EXHIBIT “D”

DISTRICT COURT -- FELONY COMPLAINT

Citation#

Arrest# 204AR0017759

CR# 204CR0082564

Return Date 10/10/2004

Date / Time of Arrest 10/09/2004 at 15:50

Court Docket _____

DOB
01/25/1981

Age
23

Offense

265.02 (3)

CRIM
POSS WEAPON
3RD SUB 3

D
FELONY

Sector
FP

Prepared By
6356BARNY

FIRST DISTRICT

THE PEOPLE OF THE STATE OF NEW YORK AGAINST

DARRYL T COGGINS
56 WOODS AVE
ROOSEVELT NY 11575

IN THE STATE OF NEW YORK COUNTY OF NASSAU: DET ALEXANDER J BARNYCH, SHIELD# \783, BEING A MEMBER OF THE NASSAU COUNTY POLICE DEPT DEPOSES AND SAYS THAT ON OR ABOUT THE 9TH DAY OF OCTOBER, 2004, AT ABOUT 3:50 PM, AT JERICHO TURNPIKE/HOLLAND AVE FLORAL PARK, THE DEFENDANT DID VIOLATE NEW YORK STATE PENAL LAWSECTION(s) §265.02 (3) .

§ 265.02 CRIMINAL POSSESSION OF A WEAPON IN THE THIRD DEGREE. A PERSON IS GUILTY OF CRIMINAL POSSESSION OF A WEAPON IN THE THIRD DEGREE WHEN: (3) HE KNOWINGLY HAS IN HIS POSSESSION A MACHINE-GUN, FIREARM, RIFLE OR SHOTGUN WHICH HAS BEEN DEFACED FOR THE PURPOSE OF CONCEALMENT OR PREVENTION OF THE DETECTION OF A CRIME OR MISREPRESENTING THE IDENTITY OF SUCH MACHINE-GUN, FIREARM, RIFLE OR SHOTGUN.

TO WIT: Your deponent states that at the aforesaid time and place of occurrence the defendant, Darryl T. Coggins was in possession of a loaded and defaced Hi-Point 9mm pistol. This pistol was recovered during a foot pursuit of the defendant by P.O. Vara after the defendant was stopped for a vehicle and Traffic Law violation which P.O. Vara had observed and stopped the defendant for..

The above is based upon information and belief. The source of this information and belief was the interviews of P.O Vara regarding his observations, the interviews of the passengers of the defendant's vehicle who were present at the time of the vehicle stop, the recovery of the weapon by P.O. Vara along with the recovery of several items of identification left at the scene which identified the defendant as the perpetrator.

* ANY FALSE STATEMENT MADE HEREIN IS PUNISHABLE AS A CLASS A MISDEMEANOR, PURSUANT TO SECTION 210.45 OF THE PENAL LAW.

SUBSCRIBED BEFORE ME THIS
9TH DAY OF OCTOBER 2004.

DET ALEXANDER J BARNYCH

SGT MITCHELL TEPPERMAN

EXHIBIT “E”

NASSAU COUNTY POLICE DEPT

DEFENSE NOTIFICATION

Printed 08/14/2005-13:54

By 7810HUGHE

Page 1

Arrest# 204AR0017759 Date-Time 10/09/2004 15:50

THE PEOPLE OF STATE OF NEW YORK AGAINST:
DARRYL T COGGINS, DOB 01/25/1981

Please take notice that the PEOPLE, pursuant to section 710.30 of the Criminal Procedure Law, intend to use all statements or admissions made by the Defendant to a law enforcement official and subsequent identification testimony reflected herein.

STATEMENT AND/OR ADMISSION

The following statement(s) were made by the Defendant to the noted officer at the time and place specified. (The first line indicates the type of statement. The second line indicates where it was made, the date and time it was made and to whom it was made. This is followed by the statement itself.)

ORAL STATEMENT

Where: 3RD SQUAD Date-Time: 10/09/2004 16:10 To Whom: 6356BARNY
when asked about the laceration to his left forearm the defendant stated to investigating detective "it happened when I went over the fence"

IDENTIFICATION

The following identification was made of Defendant:

DATE/TIME - 10/09/2004 / 16:00

ID BY WHOM - DEFENDANT

WHERE/HOW - AT P.O.O. DEFENDANT ADMITTED

EXHIBIT “F”

NASSAU COUNTY POLICE DEPT -3SQ
CASE REPORT -PDCN 32SJ - 204CR0082564

Printed 08/14/2005-13:53

By 7810HUGHE

Page 1

Sector FP Level 6

SECURESIGNED BY SGT MITCHELL TEPPERMAN, 7385TEPPE ON 10/09/04 AT 11:43

CORE DATA

Case Report# 204CR0082564
Other# IMP3-734-04 DD3-5573-04 JG
Master CR#
Classification 265.02 (4) CRIM POSS WEAPON 3RD SUB 4
Ranking FELONY
Reported As VTL INVESTIGATION
Time Reported (SAT) 10/09/2004 08:22
Taken By 4192CFERG
Reported How ONVIEW
Time of Occurrence 10/09/2004 04:35 (SAT) To
Injuries N
Weapons Y
Stolen Property\$ Stolen Vehicle\$
Damaged Property\$ Damaged Vehicle\$
Scene JERICOH TURNPIKE/HOLLAND AVE FLORAL PARK
Sector FP
Premise 47
Time Dispatched 10/09/2004 04:35 (SAT)
Time On Scene 04:35 8204VARA VARA JAMES
Time Cleared Scene
Assigned To 3SQ 6356BARNY
Cleared 10/11/2004 ARREST--ADULT

MORE CORE

Pattern
Time-Of-Day U
Weather Condition U
Forms Prepared PDCN 94A

MEMBERS

ASSIGNED BARNYCH ALEXANDER J (6356BARNY)

OFFENSES

10/09/2004 15:50	PENAL LAW, 265.02 (4) CRIM POSS WEAPON 3RD SUB 4	FELONY (D)
Arrest#	204AR0017759	
10/09/2004 15:50	PENAL LAW, 265.02 (3) CRIM POSS WEAPON 3RD SUB 3	FELONY (D)
Arrest#	204AR0017759	

NASSAU COUNTY POLICE DEPT -3SQ
CASE REPORT -PDCN 32SJ - 204CR0082564

Printed 08/14/2005-13:53

By 7810HUGHE

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Sector FP Level 6

SECURESIGNED BY SGT MITCHELL TEPPERMAN, 7385TEPPE ON 10/09/04 AT 11:43

NAMES

ARRESTEE	COGGINS DARRYL T	M BN 68 147	DOB	01/25/1981	SocSec	105641110
Address	56 WOODS AVE ROOSEVELT, NY 11575				Home Phone	516-608-2934
Employer		Occupation	SECURITY GUARD		Work Phone	
State#/NCIC#	/	Arrest#	204AR0017759		Deposed	N
Gang		ID How/By				

OTHER	BATES JOVAN N	F BN	DOB	08/26/1983	SocSec	059681908
Address	133 MADISON AVE GARDEN CITY PARK, NY 11040				Home Phone	516-644-3535
Employer		Occupation			Work Phone	
State#/NCIC#	/	Arrest#			Deposed	N
Gang		ID How/By				

OTHER	SIMMONS AARON L	M BU	DOB	09/16/1975	SocSec	U
Address	45 RUTLAND RD FREEPORT, NY 11520				Home Phone	
Employer		Occupation			Work Phone	
State#/NCIC#	/	Arrest#			Deposed	N
Gang		ID How/By				

PROPERTY

EVIDENCE	JEWELRY/PRECIOUS METALS	Qty	1	Value	\$1.00
Description	YELLOW METAL AND MULTI-STONE RING RECOVERED DURING FOOT PURSUIT				
Make		Model		Evidence#	
SerialNo		OwnerNo		State#/NCIC#	/

EVIDENCE	PERSONAL PAPERS	Qty	3	Value	\$1.00
Description	MISCELLANEOUS PAPERS AND DOCUMENTS WITH DEFENDANT'S IDENTIFICATION AND PHOTOS				
Make		Model		Evidence#	
SerialNo		OwnerNo		State#/NCIC#	/

EVIDENCE	OTHER PROPERTY	Qty	1	Value	\$1.00
Description	LOADED PISTOL MAGAZINE WITH .380 CALIBER AMMUNITION				
Make		Model		Evidence#	
SerialNo		OwnerNo		State#/NCIC#	/

EVIDENCE	FIREARMS	Qty	1	Value	\$1.00
Description	LOADED HI- POINT 9MM PISTOL WITH DEFACED SERIAL NUMBER				
Make		Model		Evidence#	
SerialNo		OwnerNo		State#/NCIC#	/

OTHER	PERSONAL PAPERS	Qty	1	Value	\$1.00
Description	MISCELLANEOUS PAPERS				
Make		Model		Evidence#	
SerialNo		OwnerNo		State#/NCIC#	/

NASSAU COUNTY POLICE DEPT -3SQ
CASE REPORT -PDCN 32SJ - 204CR0082564
Printed 08/14/2005-13:53 By 7810HUGHE Page 3

Sector FP Level 6

SECURESIGNED BY SGT MITCHELL TEPPERMAN, 7385TEPPE ON 10/09/04 AT 11:43

PROPERTY (continued...)

OTHER	PURSES, HANDBAGS, WALLET	Qty	1	Value	\$1.00
Description	WALLET WITH CONTENTS				
Make		Model		Evidence#	
SerialNo		OwnerNo		State#/NCIC#	/
OTHER	OTHER PROPERTY	Qty	1	Value	\$1.00
Description	CELL PHONE				
Make		Model		Evidence#	
SerialNo		OwnerNo		State#/NCIC#	/

VEHICLES

SUSP-VH	CRJ7395	NY	06	Value	\$1.00
Make	99 MAZD	BLACK		VIN	JM1TA2210X1515645
Registered To	COGGINS MARY			State-Entry#	
Address	56 WOODS AVE	ROOSEVELT, NY	11575	NCIC-Entry#	

PRELIMINARY WRITTEN BY 8204VARA ON 10/09/2004

XXX

PRELIMINARY WRITTEN BY 8204VARA ON 10/09/2004

I PO Vara, while on routine patrol at approximately 0430 hrs on 10/09/04, observed the above listed vehicle w/b on Jericho Tpke in New Hyde Park operating at a high rate of speed. (55mph in a 35mph zone) A car stop was conducted and the vehicle stopped on Jericho Tpke and Holland Ave in Floral Park. Upon approaching the vehicle I observed that subject Darryl T Coggins was in operation of the vehicle. Other Simmons was in the front passenger seat and other Bates was in the rear of the vehicle seated directly behind the driver. I detected a strong odor of an alcoholic beverage on the operator's breath, impaired motor skills and glassy bloodshot eyes. Subject was then asked to exit the vehicle and a SFST and a PBT were conducted at scene. At this time the subject then began to get agitated and while attempting to place the subject into custody he fled on foot e/b on Jericho Tpke to Holland Ave. He then fled n/b on Holland Ave. While the subject was running he was holding his left hand to his left side as if he was holding something. The subject then ran in the rear yard of 6 Holland Ave and jumped over a 4ft chain link fence. From the beginning of the foot pursuit up until this point I was no more than 3 or 4 feet from the subject. As the subject jumped over the fence I heard a noise similar to metal hitting the ground and I took my eyes off of the subject to look down at the noise and observed a black object laying on the ground on the subject's side of the fence. This black object, through later investigation, was revealed to be a loaded black automatic handgun. The subject fled through the rear yards on Holland Ave and I lost sight of the subject. A search was conducted with negative results. Further investigation revealed a loaded magazine clip next to the front passenger door of the above listed vehicle. A search of the building rooftop at 329 Jericho Tpke, a sewer drain and a mailbox were conducted in attempt to locate the handgun that this clip belonged to. 3rd sqd detectives at scene and continuing investigation. Sgt Gieschen at scene. Crime scene ans ESU also at scene. Vehicle was impounded to North Shore towing at. 265 E. Shore Rd in Manhasset. Impound number #3-734-04.
RMP 318

NASSAU COUNTY POLICE DEPT -3SQ
CASE REPORT -PDCN 32SJ - 204CR0082564
Printed 08/14/2005-13:53 By 7810HUGHE Page 4

Sector FP Level 6

SECURE SIGNED BY SGT MITCHELL TEPPERMAN, 7385 STEPPE ON 10/09/04 AT 11:43

DD NARRATIVE WRITTEN BY 6356 BARNY ON 10/09/2004

***** RECORD SECURED *****

EXHIBIT “G”

1 March 17, 2005

2 gentlemen, is Officer Buonora of the Third
3 Precinct.

4 (The witness entered the Grand Jury
5 chamber.)

6 MS. PLOTKIN: If you would step into
7 the witness box, remain standing, raise your
8 right hand, face the Grand Jury foreperson and
9 be sworn in.

10 THE FOREPERSON: Do you swear that
11 the evidence you shall give to the Grand
12 Inquest upon this Complaint against Darryl
13 Coggins shall be the truth, the whole truth and
14 nothing but the truth, so help you God?

15 THE WITNESS: I do.

16 MS. PLOTKIN: Please be seated.

17 THE WITNESS: (Complying.)

18 EXAMINATION BY

19 MS. PLOTKIN:

20 Q Mr. Buonora, if you would state your full
21 name for the record, spell your full name, and then
22 give your rank, shield and command.

23 A Craig Thomas Buonora, B-U-O-N-O-R-A.

24 Q What is your rank, shield and command and
25 first name?

March 17, 2005

A C-R-A-I-G.

It's Police Officer, Third Precinct.
Shield 406.

Q How long have you been a member of the
Nassau County Police Department, Officer?

A Approximately eight years.

Q What is your present assignment?

A Presently, I'm assigned days in 316, New
Cassel.

Q Is that a patrol assignment?

A Yes, it's patrol.

Q Officer, I'll direct your attention to
October 9th of 2004, at approximately 4:40 in the
morning.

Were you working on that date and time?

A Yes.

Q What was your tour of duty?

A 1900 to 0700, 7 o'clock at night to
7 o'clock in the morning.

Q Were you working alone or with a partner
that night?

A I was working alone.

Q Were you in uniform or plain clothes?

A Uniform.

March 17, 2005

Q Did there come a time that you received a radio transmission?

A Yes, I did.

Q Without telling the members of the Grand Jury the contents of that transmission, what, if anything, did you do in response?

A I went to assist a fellow officer to a traffic stop.

Q Where exactly did you go to assist him?

A Jericho Turnpike and Holland in Floral Park, I believe that is.

Q Just so the record is clear, that's in Nassau County, State of New York?

A Yes.

Q You arrived in your patrol car?

A Yes.

Q That was a marked vehicle, we established?

A Yes.

Q What, if anything, did you observe when you arrived there?

A As I pulled my patrol car up behind the other officer's patrol car, I observed him with the person on the sidewalk.

March 17, 2005

Q Could you describe the person that the officer was with?

A A gentleman, was a male black, roughly, I guess, in his twenties.

Q Did you learn his name to be Darryl Coggins?

A After the fact, yes.

Q How did you learn that?

A Through the other officer's investigations, and he told me.

Q What, if anything, did you observe the defendant do?

A As I pulled up, I observed the defendant look at me, and then start pulling away from the officer that was there, and then he took off running up Holland.

Q Approximately what time did you arrive at the scene?

A I'm not exactly sure of the time. I'm sorry.

Q Is there anything that would refresh your recollection?

A Yes, if you have the paperwork for it.

MS. PLOTKIN: I'll have you mark

1 March 17, 2005

2 this for identification, Grand Jury 7, crime
3 report. It's two pages.

4 (Hanging.)

5 (The above-referred to document,
6 crime report, was marked as Grand Jury Exhibit
7 Number 7 for identification; 3/17/05.)

8 Q I'm showing you what's been marked as
9 Grand Jury 7 for identification.

10 I ask you to look at that document and
11 see if it refreshes your recollection.

12 A I'll guess roughly about a quarter to
13 five in the morning.

14 Q It was around 4:45 --

15 A Yes.

16 Q -- to the best of your recollection --

17 A Yes.

18 Q -- you arrived at the scene?

19 A Yes.

20 Q Again, what did you observe the defendant
21 doing at that time?

22 A He was on the sidewalk with Officer Vara,
23 and as I pulled up, he looked over at me pulling up
24 with my cruiser and started pulling away from the
25 officer and then he started running away and ran up

March 17, 2005

Holland.

Q When you say he looked over, what exactly did he do?

A He started pulling away.

The officer, I guess, said something to him and went to grab his arm, and the person started pulling away from the officer, got free of him and then took off running.

Q Were you in your vehicle when you observed this?

A Yes.

Q Did there come a time you got out of your vehicle?

A Yes. As he took off running.

Q Did you participate in the chase?

A As best I could.

Q Where were you in relation to Officer Vara when the chase was in progress?

A I was coming out of my car on Jericho Turnpike, actually should have looked when I got out, but I got out of the car and started running up towards Holland to catch up.

I caught up to Officer Vara, but unfortunately not the subject.

March 17, 2005

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Q How far away were you from the defendant during the course of the chase?

A Again, about six or seven feet.

Q At any given time?

A Yes.

Q What, if anything, attracted your attention during the course of the chase?

A As we got up the side street on Holland, the subject went in an alleyway and went to jump a fence.

I heard a noise as he went to jump the fence, which sounded like metal hitting the ground.

Officer Vara was in front of me, because he's a little lighter than me, I guess. And he kept after the subject. And I looked down to see what it was and found the gun there.

Q Were you able to observe it as a gun immediately?

A Once I looked at it, yes.

Q I'm showing you what is Grand Jury number 3 in evidence, Officer.

A Yes.

Q Do you recognize that?

A Yes, ma'am.

March 17, 2005

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Q Is that the alleyway you observed the defendant running up?

A Yes, it is.

Q If you can just display it for the Grand Jury.

A (Complying.)

Q And Officer Buonora, I'm showing you Grand Jury number 4 already in evidence.

A Yes.

Q Is that another view of the alleyway that the defendant was seen running through?

A Yes. That's the gate he jumped over.

Q That's the fence that he jumped over?

A Yes.

Q And where were you in relation to the defendant when he jumped over that fence, approximately?

A Approximately, I was over towards the back of the van here.

(Indicating.)

Q Again, Officer Buonora, Grand Jury number 5 in evidence --

A Yes.

Q -- do you recognize that?

March 17, 2005

A Yes. That's the gun.

Q That you observed?

A Yes, that I observed.

Q You said you detected a metal sound hitting concrete?

A Yes.

Q Did you immediately look down?

A Once I got up there, I immediately looked to see what it was.

Q Is that what you observed?

A Yes, that is.

Q Officer Buonora, did there come a time that the gun that you observed on the concrete in the alleyway was submitted to the Forensic Evidence Bureau under FEB number 38704 and CR number 04-CR-082564 for testing?

A That's correct.

MS. PLOTKIN: People are having that Forensic Evidence Bureau report, again, under FEB number F-38704 and CR number 04-CR-082564 admitted into evidence as Grand Jury number 8 in evidence, and that is pursuant to Criminal Procedure Law Section 190.30 subsection two. It's a certified copy of a scientific report of

1 March 17, 2005

2 a public servant.

3 (Hanging.)

4 (Forensic Evidence Bureau report was
5 received and marked as Grand Jury Exhibit 8 in
6 evidence; 3/17/05.)

7 MS. PLOTKIN: I'm now going to read,
8 in pertinent part. Again, this is a Forensic
9 Evidence Bureau report. It is dated October
10 9th, 2004. The defendant is named Darryl
11 Coggins. And the quantity and description of
12 the materials submitted is as follows: A gun,
13 a nine-millimeter Luger High Point
14 semiautomatic pistol, Model C, serial number
15 defaced. Ammunition in the magazine, an
16 eight-round capacity nine-millimeter Luger High
17 Point magazine containing the following, one
18 nine-millimeter Luger cartridge, another
19 nine-millimeter cartridge and a third
20 nine-millimeter cartridge.

21 And the analysis of that weapon is
22 as follows, the gun was tested with submitted
23 ammunition and is operable.

24 A chemical etching solution was
25 applied to the defaced serial number. The

1 March 17, 2005

2 following number -- actually, I'll leave it at
3 that, chemical etching solution was applied to
4 a defaced serial number.

5 It is signed by Detective Frank
6 Miller, and it is dated October 29th, 2004.

7 Q Officer Buonora, are you also aware that
8 the gun that you observed and was recovered and
9 submitted to the Forensic Evidence Bureau was also
10 analyzed for latent fingerprints?

11 A Yes.

12 Q It was submitted under CR number
13 204-CR-82564?

14 A Yes, ma'am.

15 MS. PLOTKIN: Again, this is coming
16 into evidence as Grand Jury number -- the last
17 one should be number 8. Change it to number 8.
18 The Forensic Evidence Bureau report was 8.
19 Change that in the record.

20 And now mark this as 9.

21 (Hanging.)

22 (Latent Fingerprint Section report
23 was received and marked as Grand Jury Exhibit 9
24 in evidence; 3/17/05.)

25 MS. PLOTKIN: Grand Jury 9 is latent

1 March 17, 2005

2 fingerprint section report, also in evidence
3 pursuant to Section 190.30 subsection two of
4 the Criminal Procedure Law. It's also a
5 scientific report of a public official.

6 I'm now going to read, in pertinent
7 part, from the latent fingerprint report.

8 Bears case number 204-CR-82564. Subject of
9 examination, one magazine. The above evidence
10 was processed and evaluated and had no
11 identifiable latent impressions present.

12 This is signed by Detective E. Baehr
13 of the Forensic Evidence Bureau and it is dated
14 October 18th, 2004.

15 I have no further questions of
16 Officer Buonora.

17 Any questions from the Grand Jury
18 members?

19 Sir.

20 EXAMINATION BY

21 A JUROR:

22 Q When you arrived on the scene, did you
23 observe the defendant taking a field sobriety test?

24 A That part I didn't observe. I pulled up,
25 I believe, right after that.

1 March 17, 2005

2 MS. PLOTKIN: Just what you
3 observed, Officer

4 THE WITNESS: Yes.

5 MS. PLOTKIN: Sir.

6 JUROR: I wasn't able to hear very
7 well.

8 They weren't able to pick up the
9 latent fingerprints?

10 MS. PLOTKIN: I'll read again, in
11 pertinent part. This is what the report
12 indicates: The above evidence was processed
13 and evaluated and had no identifiable latent
14 impressions present.

15 JUROR: Okay.

16 Thank you.

17 MS. PLOTKIN: Sir.

18 EXAMINATION BY

19 A JUROR:

20 Q Did you say anything in this chase to
21 anybody?

22 A "Please stop."

23 Q That's it?

24 A That's about it.

25 I mean, running -- I was running, trying

1 March 17, 2005

2 to keep up with him. He's much faster than me,
3 unfortunately.

4 MS. PLOTKIN: Did the defendant
5 comply at all?

6 THE WITNESS: Not at all.

7 MS. PLOTKIN: Yes.

8 EXAMINATION BY

9 A JUROR:

10 Q When the other officer returned back to
11 the vehicle, where did you go?

12 A I stayed with the gun until, I believe, a
13 Floral Park police officer relieved me so I could
14 assist that officer.

15 EXAMINATION BY

16 MS. PLOTKIN:

17 Q And at any time, did you move the gun
18 while you were, I guess, safeguarding the weapon?

19 A You would just safeguard it. You didn't
20 touch it. You wait for crime scene.

21 MS. PLOTKIN: Seeing no show of
22 hands, then Officer Buonora is excused with the
23 thanks of the Grand Jury.

24 THE WITNESS: Thank you.

25 MS. PLOTKIN: Thank you, Officer.

EXHIBIT “H”

Plaintiff’s

Complaint.

Already filed with
Court.

EXHIBIT “I”

-----X

- against -

CRAIG T. BUONORA.,

X

* * * * *

I heard a noise as he went to jump the fence, which sounded like metal hitting the ground.

Officer Vara was in front of me, because he's a little lighter than me, I guess. And he kept after the subject. And I looked down to see what it was and found the gun there.

Q Were you able to observe it as a gun immediately?

A Once I looked at it, yes.

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Q Again, Officer Buonora, Grand Jury number 5 in evidence --

A Yes.

Q -- do you recognize that?

A Yes. That's the gun.

Q That you observed?

A Yes, that I observed.

Q You said you detected a metal sound hitting concrete?

A Yes.

Q Did you immediately look down?

A Once I got up there, I immediately looked to see what it was.

Q Is that what you observed?

A Yes, that is.

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EXAMINATION BY A JUROR:

Q. When the other officer returned back to the vehicle, where did you go?

A. I stayed with the gun until, I believe, a Floral Park Police Officer relieved me so I could assist that officer.

EXAMINATION BY MS. PLOTKIN:

Q. And at any time, did you move the gun while you were, I guess, safeguarding the weapon?

A. You would just safeguard it. You didn't touch it. You wait for Crime Scene.

(The underlined questions and answers constitute the perjury.)

DATED: September 8, 2005

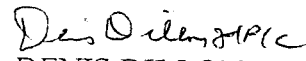

DENIS DILLON
District Attorney

EXHIBIT “J”

COUNTY COURT OF THE STATE OF NEW YORK
NASSAU COUNTY
COUNTY COURT HOUSE
262 OLD COUNTRY ROAD
MINEOLA, NY 11501

FEE:\$5.00

CERTIFICATE OF DISPOSITION INDICTMENT

DATE: 01/18/2008

CERTIFICATE OF DISPOSITION NUMBER: 6600

PEOPLE OF THE STATE OF NEW YORK
VS.

CASE NUMBER: 01957N-2005
LOWER COURT NUMBER(S):
DATE OF ARREST:
ARREST #:
DATE OF BIRTH: 08/01/1970
DATE FILED: 09/08/2005

BUONARA, CRAIG

DEFENDANT

I HEREBY CERTIFY THAT IT APPEARS FROM AN EXAMINATION OF THE RECORDS ON FILE IN THIS OFFICE THAT ON 11/17/2005 THE ABOVE NAMED DEFENDANT WAS CONVICTED OF THE CRIME(S) BELOW BEFORE JUSTICE BROWN,J THEN A JUSTICE OF THIS COURT.

PERJURY 3rd DEGREE PL 210.05 00 AM

THAT ON 01/17/2006, UPON THE AFORESAID CONVICTION BY PLEA THE HONORABLE BROWN,J THEN A JUDGE OF THIS COURT, SENTENCED THE DEFENDANT TO

PERJURY 3rd DEGREE PL 210.05 00 AM

\$ = \$1,000

CONDITIONAL DISCHARGE = 1 YEAR(S)

TOTAL FINE = \$1,000 (PAID)
CVAF = \$20 (PAID)
SURCHARGE = \$140 (PAID)

IN WITNESS WHEREOF,I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL ON THIS DATE 01/18/2008.


CLERK OF COURT

EXHIBIT “K”



STATE OF NEW YORK
CERTIFICATE OF RELIEF FROM DISABILITIES

FOR COURT OR BOARD OF PAROLE
Docket, File, or other Identifying No.

IND 1957N-2005

This certificate is issued to the holder to grant relief from all or certain enumerated disabilities, forfeitures, or bars to his employment automatically imposed by law by reason of his conviction of the crime or of the offense specified herein.

This certificate shall NOT be deemed nor construed to be a pardon.

SEE REVERSE SIDE FOR EXPLANATION OF THE LAW GOVERNING THE CERTIFICATE

The Original Certificate is to be presented to the person to whom awarded. One copy is to be retained by the issuing agency, and one copy is to be filed with the N.Y. S. Identification and Intelligence System, Executive Park, Stuyvesant Plaza, Albany, NY

1. For use by NYSIS	HOLDER OF CERTIFICATE		3. NYSIS Number (If not known, supply fingerprints to NYSIS. If fingerprints are not obtainable, complete items 15 - 18 below.)
	2. Last Name BUONORA	First Name CRAIG Middle Initial T	
4. Crime or offense for which convicted PERJURY IN THE 3rd DEGREE-- A CLASS " A MISD."		5. Date of arrest 16-Sep-05	6. Date of sentence 17-Jan-06
7. Court of disposition (Court, Part, Term, Venue) Hon. Jeffrey S. Brown County Court, Nassau County		8. Certificate issued by: [a] [X] COURT INDICATED IN NO. 7 [b] [] STATE BOARD OF PAROLE	
9. Date this certificate issued Jan. 17, 2006		10. If this Certificate replaces Certificate of Relief From Disabilities previously issued, give date of previous Certificate. Date: <input type="checkbox"/> Not Applicable	

11. CHECK ONE BOX ONLY

This certificate shall:

- [a] ☒ Relieve the holder of all forfeitures, and of all disabilities and bars to employment, excluding the right to retain or to be eligible for public office, by virtue of the fact that this certificate is issued at the time of sentence. The Date of Sentence in this case must agree with the Date Certificate Issued.
- [b] [] Relieve the holder of all disabilities and bars to employment, excluding the right to be eligible for public office.
- [c] [] Relieve the holder of the forfeitures, disabilities or bars hereinafter enumerated _____

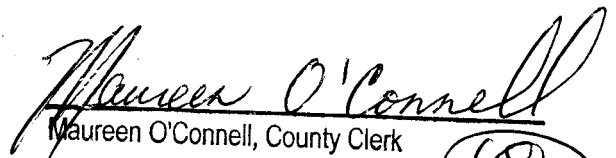
12. ☒ This certificate shall be considered permanent.
- [] This certificate shall be considered temporary until _____ . After this date, unless revoked earlier by the issuing court or parole board, this certificate shall be considered permanent. A person who knowingly uses or attempts to use a revoked certificate in order to obtain or exercise any right or privilege that he would not be entitled to obtain or to exercise without valid certificate shall be guilty of a misdemeanor.

13. Signature of issuing official(s) 	Print or type name(s) Hon. Jeffrey S. Brown	14. Title(s) Acting Supreme Court Justice	
Complete the following for N.Y.S.I.S., only if fingerprints are not obtainable			
15. Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	16. Color	17. Height ft. in.	18. Date of Birth (Month, Day, Year)

STATE OF NEW YORK
COUNTY OF NASSAU SS
COUNTY CLERK'S

I, Maureen O'Connell, Clerk of the County of Nassau and of the County and Supreme Courts, do hereby certify that I have compared the annexed with the original Certificate of Relief From Disabilities (Page) in my office, in Mineola, N.Y. and that the same is a true transcript thereof, and off the whole of such original.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said County and Court this 18th day of JANUARY 2008.


Maureen O'Connell, County Clerk 